LYNCH ICHIDA THOMPSON KIM & HIROTA

TIMOTHY J. HOGAN 5312-0 1132 Bishop Street, Suite 1405 Honolulu, Hawaii 96813 Tel. No. (808) 528-0100 Fax No. (808) 528-4997 Email: tjh@loio.com

Attorney for Plaintiff WAYNE BERRY

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

Plaintiff, vs. CERTIFICATE OF SERVICE RE: NOTICE OF NON-HEARING INC., a California corporation; et al. Defendants. Defendants. Defendants. Defendants. Defendants. Defendants. Defendants. Defendants. Defendants. RECONSIDERATION OR IN THE ALTERNATIVE RULE 60(b) RELIEF FOR FRAUD ON THE COURT; MEMORANDUM IN SUPPORT OF PLAINTIFF WAYNE BERRY'S MOTION RECONSIDERATION OR IN THE ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE COURT; DECLARATION OF	WAYNE BERRY, a Hawaii citizen;) Civ. No. CV03 00385 SOM-LEK
vs. CERTIFICATE OF SERVICE RE: HAWAIIAN EXPRESS SERVICE, INC., a California corporation; et al. Defendants. Defendants. Defendants. RECONSIDERATION OR IN THE ALTERNATIVE RULE 60(b) RELIEF FOR FRAUD ON THE COURT; MEMORANDUM IN SUPPORT OF PLAINTIFF WAYNE BERRY'S MOTION RECONSIDERATION OR IN THE ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE COURT; DECLARATION OF TIMOTHY J. HOGAN; EXHIBITS	Plaintiff,) (Copyright)
HAWAIIAN EXPRESS SERVICE, INC., a California corporation; et al. Defendants. Defe	,)
INC., a California corporation; et al. Defendants. Defendants. Defendants. Defendants. Defendants. Defendants. Defendants. NOTION; PLAINTIFF WAYNE RECONSIDERATION OR IN THE ALTERNATIVE RULE 60(b) RELIEF FOR FRAUD ON THE COURT; MEMORANDUM IN SUPPORT OF PLAINTIFF WAYNE BERRY'S MOTION RECONSIDERATION OR IN THE ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE COURT; DECLARATION OF TIMOTHY J. HOGAN; EXHIBITS	VS.) CERTIFICATE OF SERVICE RE:
Defendants. Defen	HAWAIIAN EXPRESS SERVICE,) NOTICE OF NON-HEARING
Defendants. RECONSIDERATION OR IN THE ALTERNATIVE RULE 60(b) RELIEF FOR FRAUD ON THE COURT; MEMORANDUM IN SUPPORT OF PLAINTIFF WAYNE BERRY'S MOTION RECONSIDERATION OR IN THE ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE COURT; DECLARATION OF TIMOTHY J. HOGAN; EXHIBITS	INC., a California corporation; et al.) MOTION; PLAINTIFF WAYNE
ALTERNATIVE RULE 60(b) RELIEF FOR FRAUD ON THE COURT; MEMORANDUM IN SUPPORT OF PLAINTIFF WAYNE BERRY'S MOTION RECONSIDERATION OR IN THE ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE COURT; DECLARATION OF TIMOTHY J. HOGAN; EXHIBITS) BERRY'S MOTION FOR
) RELIEF FOR FRAUD ON THE) COURT; MEMORANDUM IN) SUPPORT OF PLAINTIFF) WAYNE BERRY'S MOTION) RECONSIDERATION OR IN THE) ALTERNATIVE FOR RULE 60(b)) RELIEF FOR FRAUD ON THE) COURT; DECLARATION OF) TIMOTHY J. HOGAN; EXHIBITS	Defendants.) RECONSIDERATION OR IN THE
COURT; MEMORANDUM IN SUPPORT OF PLAINTIFF WAYNE BERRY'S MOTION RECONSIDERATION OR IN THE ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE COURT; DECLARATION OF TIMOTHY J. HOGAN; EXHIBITS) ALTERNATIVE RULE 60(b)
 SUPPORT OF PLAINTIFF WAYNE BERRY'S MOTION RECONSIDERATION OR IN THE ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE COURT; DECLARATION OF TIMOTHY J. HOGAN; EXHIBITS) RELIEF FOR FRAUD ON THE
 WAYNE BERRY'S MOTION RECONSIDERATION OR IN THE ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE COURT; DECLARATION OF TIMOTHY J. HOGAN; EXHIBITS) COURT; MEMORANDUM IN
 RECONSIDERATION OR IN THE ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE COURT; DECLARATION OF TIMOTHY J. HOGAN; EXHIBITS) SUPPORT OF PLAINTIFF
 ALTERNATIVE FOR RULE 60(b) RELIEF FOR FRAUD ON THE COURT; DECLARATION OF TIMOTHY J. HOGAN; EXHIBITS) WAYNE BERRY'S MOTION
 RELIEF FOR FRAUD ON THE COURT; DECLARATION OF TIMOTHY J. HOGAN; EXHIBITS) RECONSIDERATION OR IN THE
) COURT; DECLARATION OF) TIMOTHY J. HOGAN; EXHIBITS		
) TIMOTHY J. HOGAN; EXHIBITS		,
,		
) 1 TO11)) TIMOTHY J. HOGAN; EXHIBITS
)) 1 TO11
)

CERTIFICATE OF SERVICE

I hereby certify that on the dates and by the methods of service noted below, a true and correct copy of the Notice of Non-Hearing Motion; Plaintiff Wayne Berry's Motion for Reconsideration Or In the Alternative Rule 60(b) Relief For Fraud on the Court; Memorandum in Support of Plaintiff Wayne Berry's Motion For Reconsideration Or in the Alternative Rule 60(b) Relief For Fraud On the Court; Declaration of Timothy J. Hogan; Exhibits "1" to "11" was served on the following at their last known addresses:

Served Electronically on February 10, 2006:

Margery S. Bronster, mbronster@bchlaw.net, audrey@bchlaw.net

Damian Capozzola, dcapozzola@kirkland.com

Christopher T. Chun, ctc@hosodalaw.com

Leroy E. Colombe, lcolombe@chunkerr.com

Rex Y. Fujichaku, rfujichaku@bchlaw.net, jennifer@bchlaw.net

Lyle S. Hosoda, lsh@hosodalaw.com

Eric C. Liebeler, eliebeler@kirkland.com

Raina P. Mead, rpbm@hosodalaw.com

R. Olivia Samad, osamad@kirkland.com

Ann C. Teranishi act@ksglaw.com

Thomas H.Y.P. Yee, thy@ksglaw.com, bls@ksglaw.com

DATED: Honolulu, Hawai'i, February 11, 2006.

/s/ Timothy J. Hogan

TIMOTHY J. HOGAN

Attorney for Plaintiff WAYNE BERRY